IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

O R D E R

Manbhari Devi Vs. State of Rajasthan & Anr.

S.B.CR.MISC. PETITION NO.465/2006

DATE OF ORDER :: Sept. 19, 2006

PRESENT

HON'BLE MR.JUSTICE H.R.PANWAR

Mr.M.A.Siddiqui, for the petitioner.
Mr.Ashok Upadhyaya, Public Prosecutor.
Mr. R.K.Charan, for non-petitioner NO.2.

BY THE COURT:

Heard learned counsel for the parties. Perused the order impugned dt. 6.1.2006 passed by Additional Sessions Judge, Parbatsar (for short 'the revisional court' hereinafter) whereby the revision petition filed by non-petitioner No.2 against the order dt. 3.11.2004 passed by the Judicial Magistrate, Kuchaman City (for short 'the trial court' hereinafter), was allowed and the order taking cognizance was set aside.

On careful perusal of the orders passed by both the courts below, in my view, the revisional court was justified in setting

aside the order of the trial court. No case for interference in inherent jurisdiction is made out. It cannot be said that the order impugned would result in serious miscarriage of justice or abuse of process of any court.

The petition is, therefore, dismissed.

[H.R.PANWAR],J.

m.asif/-